

STATE OF ALASKA

DEPARTMENT OF COMMERCE
COMMUNITY AND ECONOMIC DEVELOPMENT
REGULATORY COMMISSION OF ALASKA

FRANK H. MURKOWSKI, GOVERNOR

701 WEST EIGHTH AVENUE, SUITE 300
ANCHORAGE, ALASKA 99501-3469
PHONE: (907) 276-6222
FAX: (907) 276-0160
TTY: (907) 276-4533
WEBSITE: www.state.ak.us/rca/

RECEIVED & INSPECTED

JUN 17 2005

FCC - MAILROOM

June 10, 2005

DOCKET FILE COPY ORIGINAL

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

Irene Flannery
Vice President - High Cost and Low Income Division
Universal Service Administrative Company
2120 L Street, NW - Suite 600
Washington, DC 20037

Re: CC Docket No. 96-45
State Certification of USF Funds in Rural Areas

Dear Mses. Dortch and Flannery:

This letter is submitted pursuant to 47 CFR § 54.314(a), which requires state certification of the use of federal universal service funds as a prerequisite for continued receipt of funding by rural carriers. The Regulatory Commission of Alaska (RCA) governs local services and rates in Alaska and is the appropriate authority to issue the certification required under Section 54.314(a).

We designated Adak Eagle Enterprises, LLC d/b/a Adak Telephone Utility (AEE) as an eligible telecommunications carrier (ETC) on May 25, 2005. In designating AEE as an ETC for purposes of USF support, we required the carrier to use such funding to provide rate relief and for facilities improvements. We certify that to the best of our knowledge and efforts, all federal high cost support that may be received by AEE in 2005 will be used only for the provision, maintenance and upgrading of facilities and services for which the support is intended, consistent with Section 254(e) of the Communications Act. We will

No. of Copies rec'd 0
List ABOVE



June 10, 2005

evaluate whether we should certify AEE's appropriate use of 2006 funds when we evaluate all other regulated Alaska ETCs' compliance with Section 254(e).¹

Section 54.314(d)(4) of the Commission's rules provides that carriers for which certifications are received on or before July 1 will receive support in the fourth quarter of that year but shall not receive funding for the first 3 quarters of the year.² AEE has petitioned the Commission for waiver of certification filing deadlines under 47 CFR § 54.314(d) so it might receive USF funding from January 1, 2005. We respectfully request the Commission consider AEE's petition and grant support as soon as possible for whatever period is appropriate.

Sincerely,
REGULATORY COMMISSION OF ALASKA



Kate Gard
Chairman

¹ Our certification does not preclude us from reviewing in further detail how AEE has employed its federal universal service funds and ordering that use of funds comply with directives or policies we may set. Our certification is based on best data available as of May, 2005. Our decision does not bind us in future or pending cases and we reserve the right to conclude that a company should employ its universal service funding differently than it does today or in the future in light of better data or a more detailed review.

² Support pursuant to Sec. 54.301, 54.305, and or 54.



Federal Communications Commission

**The FCC Acknowledges Receipt of Comments From ...
Regulatory Commission of Alaska
...and Thank You for Your Comments**

Your Confirmation Number is: '2005610528699 '

Date Received: Jun 10 2005

Docket: 96-45

Number of Files Transmitted: 1

DISCLOSURE

This confirmation verifies that ECFS has received and accepted your filing. However, your filing will be rejected by ECFS if it contains macros, passwords, redlining, read-only formatting, a virus or automated links to source documents that is not included with your filing.

Filers are encouraged to retrieve and view their filing within 24 hours of receipt of this confirmation. For any problems contact the Help Desk at 202-418-0193.

[Initiate a Submission](#) | [Search ECFS](#) | [Return to ECFS Home Page](#)

[FCC Home Page](#)

[Search](#)

[Commissioners](#)

[Bureaus/Offices](#)

[Finding Info](#)

updated 12/11/03